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DATE: August 21, 2007

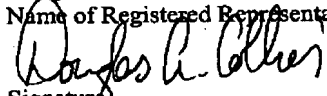
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TO: Examiner Paul B. Prebilio, Group Art Unit 3738  
COMPANY: United States Patent & Trademark OfficeFAX NUMBER: 571-273-8300  
PHONE NUMBER:

FROM: Douglas A. Collier

DIRECT DIAL: (317) 238-6333

FAX NUMBER: (317) 636-1507

RE: Submission of Power of Attorney and Statement Under 37 CFR 3.73(b) for U.S. Patent Application No.  
10/825,767 to Mingyan Liu et al.COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and  
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PTO/SB/21 (09-04)

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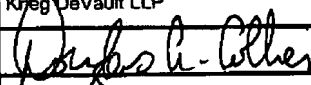
Total Number of Pages in This Submission

Application Number	10/825,767
Filing Date	April 18, 2004
First Named Inventor	Mingyan Liu et al.
Art Unit	3738
Examiner Name	Paul B. Preblich
Attorney Docket Number	MSDI-343/PC273.22

## ENCLOSURES (Check all that apply)

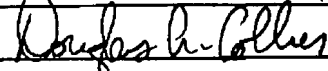
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<input type="checkbox"/> Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg DeVault LLP		
Signature			
Printed name	Douglas A. Collier		
Date	August 21, 2007	Reg. No.	43,556

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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Typed or printed name	Douglas A. Collier	Date	August 21, 2007

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/825,767
Filing Date	April 16, 2004
First Named Inventor	Mingyan Liu et al.
Title	SPINAL IMPLANT AND CUTTING TOOL...
Art Unit	3738
Examiner Name	Paul B. Preblich
Attorney Docket Number	MSDI-343/PC273.22

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

☒ Practitioners associated with the Customer Number:

52,196

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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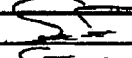
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I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/88)**SIGNATURE of Applicant or Assignee of Record**

Signature		Date	6.8.07
Name	STEVEN M. FOSTER	Telephone	741 79 833 2478
Title and Company	VP SPINE MEDTECHNICAL		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Société de Fabrication de Matériel Orthopédique, S.A.Application No./Patent No./Control No.: 10/826,767 Filed/Issue Date: April 18, 2004Entitled: SPINAL IMPLANT AND CUTTING TOOL PREPARATION ACCESSORY FOR MOUNTING THE IMPLANTSociété de Fabrication de Matériel Orthopédique, S.A.

(Name of Assignee)

a Corporation of France

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Mingyan Liu, Philippe Bouquet, Hans-Jorg Meisel, Daniel Chopin To: Société de Fabrication de Matériel Orthopédique, S.A.  
The document was recorded in the United States Patent and Trademark Office at Reel 016228, Frame 0537, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
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3. From: \_\_\_\_\_ To: \_\_\_\_\_  
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

STEVEN M FOSTER  
Signature  
Printed or Typed Name  
VP SPINE  
Title

6-8-07  
Date  
417833 2478  
Telephone Number

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